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M CARMEN & ASSOC.

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US PATENT & THICKLARK

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Wollenberg et al.

Examiner: M. Wallenhorst

Serial No.: 10/699,529 Group Art Unit: 1743

Filed: October 31, 2003

Docket: T-6298 (538-59)

For:

Dated: February 8, 2006

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ATTENTION:

REFUND SECTION, ACCOUNTING DIVISION, OFFICE OF FINANCE

#### **REQUEST FOR REFUND** (Improper Charge of Deposit Account)

#### I. REFUND REQUEST

This is a request for a refund of \$180.00 with respect to the charge to Deposit Account No. 50-3591 shown on the statement dated October 31, 2005 for the aboveidentified application.

A copy of the monthly statement in which the error referred to occurs accompanies this request.

#### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (671-273-6500) on February 8, 2008.

Dated: February 8, 2006

**Bridget Griffin** 

PAGE 1/4 \* RCVD AT 2/8/2006 11:28:00 AM [Eastern Standard Time] \* SVR:USPTO-EFXRF-6/27 \* DNIS:2736500 \* CSID:5167390981 \* DURATION (mm-ss):01-00

II.	<b>FFFS</b>	CHARGED	FOR WHIC	TH DEELING	REQUESTED
11.		CHARGED	FUR WILL	JO REPUNI.	リベドしいたろしたい

AMOUNT OF REFUND REQUESTED

_	filing fee	
-	surcharge for filing the basic filing fee on a date later than the filing date of the application (37 C.F.R. §1.16(e))	
	and/or	
	surcharge for filing the oath or declaration on a date later than the filing date of the application (37 C.F.R. §1.16(e))	
_	extension of term first month second month third month fourth month	
_	excess claims	
	issue fee	
_	petition fee	
_	patent maintenance fee first maintenance fee second maintenance fee third maintenance fee patent maintenance fee suroharge	
<u>X</u> _	other <u>Submission of an Information Disclosure Statement Fee</u>	\$ <u>180.00</u>

**TOTAL REFUND REQUESTED** 

\$180.00

AND THE RESIDENCE OF THE PROPERTY OF THE PROPE

#### III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

A Supplemental Information Disclosure Statement was filed to bring to the attention of the Examiner an International Search Report issued in corresponding International Application No. PCT/US04/35809. The Supplemental Information Disclosure Statement was filed after the issuance of a first Office Action. The International Search Report was mailed August 19, 2005 and the Supplemental Information Disclosure Statement was filed on September 28, 2005.

Accordingly, as the Supplemental Information Disclosure Statement was filed not more than three (3) months from the date of mailing of the International Search Report, no fee under 37 C.F.R. §1.97(c)(2) is believed to be due. Thus, a refund of in the amount of \$180.00 charged to Deposit Account No. 50-3591 is believed to be warranted and such is respectfully requested.

#### IV. MANNER OF REFUND

Please make the refund by crediting Deposit Account No. 50-3591.

Respectfully requested,

Name:

Mchael E. Carmen Reg. No.: 43,533

M. CARMEN & ASSOCIATES, PLLC 170 Old Country Road Suite 400 Mineola, NY 11501 phone (516) 992-1848 fax (516) 739-0981



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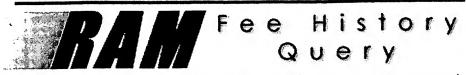
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